

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
WEDNESDAY, JULY 6, 1988
7:30 P.M.

ROLL CALL Present: Council Members - Hinchman, Olson,
Snider and Pinkerton (Mayor)
Absent: Council Members - Reid
Also Present: City Manager Peterson, Assistant City
Manager Glenn, Community Development
Director Schroeder, Public Works Director
Ronsko, City Attorney McNatt, and City Clerk
Reimche

INVOCATION The invocation was given by Dr. Wayne Kildall, Center of
Hope.

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was led by Mayor Pinkerton.

PRESENTATIONS

PROCLAMATIONS Mayor Pinkerton presented the following proclamations:
a) "Parks and Recreation Month"
b) "Lodi Boys' and Girls" Club Month"

CONSENT CALENDAR In accordance with report and recommendation of the City
Manager, Council, on motion of Council Member Hinchman,
Olson second, approved the following items hereinafter set
forth.

CLAIMS CC-21(a) Claims were approved in the amount of \$3,542,070.58.

MINUTES The Minutes of May 18, 1988, June 1, 1988, June 8, 1988
(Adjourned Meeting), June 13, 1988 (Special Meeting), June
15, 1988, and June 22, 1988 (Adjourned Meeting) were
approved as written.

AWARD CONTRACT FOR
BUILDING REMOVALS,
207 WEST ELM STREET
AND 211 WEST ELM
STREET

RES. NO. 88-81 The City Council was advised that this project is for the
removal of the two homes and garages at 207 and 211 West
CC-12(a) Elm Street, clearing the lots of concrete, and partially
filling the basements to eliminate hazards. Trees and
shrubs that may be beneficial to the proposed parking lot
are to remain.

It will be necessary for the City to budget sufficient
funds as "front money".

The City received the following two bids for this project:

<u>BIDDER</u>	<u>BID</u>
Engineer's Estimate	\$19,000
Don Lawley	\$20,448
Sterling P. Holloway	\$27,490

The City Council adopted Resolution No. 88-81 awarding the contract for the above project to Don Lawley Company in the amount of \$20,448.00.

AWARD CONTRACT FOR
TYPE II SLURRY SEAL,
VARIOUS CITY STREETS

RES. NO. 88-82 The City Council was apprised that the following bids had
CC-12(d) been received for the contract to apply Type II Slurry Seal
to various City streets:

<u>Contractor</u>	<u>Total SF</u>	<u>Total Cost</u>
Calif. Pavement Maintenance Co., Inc.	730,180	\$26,681.05
Graham Contractors, Inc.	730,180	\$28,477.02
Valley Slurry Seal Co.	730,180	\$34,285.46
Asphalt Maintenance Co. of California	730,180	\$53,427.30

The City Council adopted Resolution No. 88-82 awarding the contract for Type II Slurry Seal, Various City Streets to California Pavement Maintenance Company, Inc., the low bidder, in the amount of \$26,681.05.

AWARD CONTRACT FOR
ROCK AND SAND
MATERIAL FOR FISCAL
YEAR 1988-89

RES. NO. 88-83 The City Council was informed that the following bids had
CC-12(d) been received for the contract for Rock and Sand Material
for Fiscal Year 1988-89:

<u>Item No. 1</u>	<u>Item No. 2</u>	<u>Item No. 3</u>
3/4" Class 2 Aggregate Base	Concrete Sand	1/4" x #10 Crushed Rock Screening
Stockpile City Limits (200 tons)	Stockpile City Limits (200 tons)	Stockpile City Limits (200 tons)

Galt Sand and
Gravel
Galt, CA

Cost per ton including tax	\$9.80	\$11.13	\$11.13
TOTAL	\$9.80	\$11.13	\$11.13

Granite Construc.
Stockton CA

Cost per ton including tax	\$9.86	\$10.39	\$11.45
TOTAL	\$9.86	\$10.39	\$11.45

Continued July 6, 1988

The City Council adopted Resolution No. 88-83 awarding the contract for Rock and Sand Material for Fiscal Year 1988-89, Item No. 1 and 3 to Galt Sand and Gravel and Item No. 2 to Granite Construction.

AWARD CONTRACT FOR ASPHALT MATERIAL

RES. NO. 88-84
CC-12(d)

The City Council was informed that the following bids had been received for the contract for Asphalt Materials for First and Second Quarters of Fiscal Year 1988-89.

ITEM NO. 1

Dense Grade Asphalt Concrete Type B 3/8". Asphalt binder shall be Viscosity Grade AR-4000 Paving Asphalt.

Supplier	A F.O.B. Plant (600 Tons)	B Stockpile City Limits (200 tons)	C Hopper of Paver (1600 tons)
Granite Const. Co.			
Cost per ton Including Tax	\$ 25.44	\$ 30.74	\$ 31.80
Plus: City Cost for Mileage	\$ 6.80		
TOTAL	\$ 32.24	\$ 30.74	\$ 31.80

ITEM NO. 2

Dense Grade Asphalt Concrete, Type B 1/2". Asphalt binder shall be Viscosity Grade AR-4000 Paving Asphalt.

Supplier	A F.O.B. Plant (50 tons)	B Stockpile City Limits (100 tons)	C Hopper of Paver (100 tons)
Granite Const. Co.			
Cost per ton Including Tax	\$ 24.91	\$ 30.21	\$ 30.74
Plus: City Cost for Mileage	\$ 6.80		
TOTAL	\$ 31.71	\$ 30.21	\$ 30.74

The City Council adopted Resolution No. 88-84 awarding the contract for Asphalt Materials for First and Second Quarters of Fiscal Year 1988-89 , Item No. 1 A, B, and C and Item No. 2 A, B and C to Granite Construction Company, Stockton.

Continued July 6, 1988

AWARD BID FOR
RESPIRATORY BREATHING
AIR COMPRESSOR

RES. NO. 88-85 The City Council was informed that the following bids had
CC-12(d) been received for a Respiratory Breathing Air Compressor:

ITEM BID: Respiratory Air System
Bid Opening Date: May 24, 1988

BIDDER	TOTAL BID AMOUNT	EXCEPTIONS TO BID
Bauer Compressors	\$19,052.00	none
L. N. Curtis & Sons	\$21,200.00	4 exceptions
Santa Rosa Fire Equip.	\$22,405.00	negligible
Halprin Supply Co.	\$23,196.00	negligible

This system will be used jointly by the City and the Woodbridge Fire Protection District and will be installed at Lodi Fire Station #3 on Ham Lane.

The joint purchase of the system by Lodi and Woodbridge Fire Protection District results in a 2/3 to 1/3 split of the purchase price. This split is based on projected use of the system and results in the following costs to each entity:

City of Lodi	\$12,701.33
Woodbridge Fire Protection District	<u>6,350.67</u>
	<u>\$19,052.00</u>

The City Council adopted Resolution No. 88-85 awarding the bid for the Respiratory Air System to Bauer Compressors in the amount of \$19,052.00.

STANDARDIZATION ON
FLAIL GANG MOWERS
FROM H. V. CARTER
AS SOLE SUPPLIER
APPROVED

RES. NO. 88-86 The City Council was apprised that presently, both of the
CC-20 Parks and Recreation Department gang lawn mowers are
CC-47 manufactured by Jacobsen Manufacturing company and are
 supplied by H. V. Carter Company. The City has found these
 mowers to be reliable, with low maintenance requirements,
 and parts and materials readily available through H. V.
 Carter Company. The City's maintenance mechanic has
 already attended repair and maintenance school on the
 Jacobsen lawn mower and parts have been stocked in order to
 maintain this equipment.

Section 2-58, Exemptions from Centralized Purchasing, of the Lodi Municipal Code, authorizes the City Council to standardize on specific supplies, services and equipment. Since the City has to replace only one gang mower and since the the City's current inventory includes only Jacobsen Gang Mowers, it is recommended that the City standardize on the Jacobsen F-15 Tractor and Gang Mower. Further, it is recommended that the sole supplier be H. V. Carter Company, which is the manufacturer's representative for Northern California.

The City Council adopted Resolution No. 88-86 approving standardization on flail gang mowers from H. V. Carter as sole supplier.

Continued July 6, 1988

DRIVEWAY ON BECKMAN
ROAD AT LODI AVENUE
APPROVED

RES. NO. 88-87 The City Council was apprised that the business at 351 East
Lodi Avenue (Lodi Ready Mix) is developing retail trade in
addition to its contractor supply business. With this,
CC-45(b) their present driveway on Beckman Road has created some
problems. It is a single-wide driveway and there are
conflicts between trucks and small vehicle traffic. The
solution is to provide separate entrance and exit driveways.

Providing separate driveways to City standards within
existing utilities will result in widths insufficient for
their needs. The applicants have proposed an alternate
with one wider driveway and a raised island behind the
sidewalk. Functionally, this provides the clear entrance
and exit separation intended by the standards.

The only problem the Public Works Department has with the
proposal is that it technically exceeds the standard.
Since the City receives many requests for wide driveways
and Staff has been consistent in holding to the standards,
it was felt the request should be approved by the City
Council.

The City Council adopted Resolution No. 88-87 approving the
installation of a non-standard driveway on Beckman Road
north of Lodi Avenue.

COMMENTS BY CITY
COUNCIL MEMBERS

CONDOLENCES
EXTENDED TO FAMILY
OF RON ALSUP

Council Member Hinchman extended condolences to the family
of Ron Alsup, Deputy Superintendent, Lodi Unified School
District, who passed away suddenly last weekend.

COMMENTS REGARDING
SOUTH HUTCHINS STREET
PROJECT

- CC-12(a)
- CC-12(c)
- CC-16
- CC-45(a)

Council Member Hinchman asked that staff check into the
complaints he had received indicating that, in the South
Hutchins Street project, telephone poles are positioned in
the middle of the sidewalk.

Council Member Olson commented on how expeditiously the
South Hutchins Street project is progressing.

COMMENTS BY THE
PUBLIC ON NON AGENDA
ITEMS

COMPLAINT RECEIVED
REGARDING SCHEDULING
OF BABE RUTH BASEBALL
GAMES AT THE SAME
TIME MEMORIAL DAY
SERVICES ARE BEING
HELD

- CC-16
- CC-40

Dr. Wayne Kildall, Center of Hope, addressed the City
Council indicating his displeasure with the scheduling of
Babe Ruth baseball games by the Parks and Recreation
Department at the same time Memorial Day services are being
held.

LODI PERSONNEL BOARD
OF REVIEW - DAVENPORT

Continued July 6, 1988

MATTER Mrs. Ray Davenport, 23324 North Dustin Road, Acampo, addressed the City Council on the following subjects:

CC-2(f)

- I. Her request to speak to the City Council under the regular calendar on the agenda for this meeting.
- II. Matters pertaining to the City of Lodi Personnel Board of Review

PUBLIC HEARINGS Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing to consider certifying, as adequate, the Final Environmental Impact Report (EIR) of the White Slough Water Pollution Control Facility Expansion.

WHITE SLOUGH
WATER POLLUTION
CONTROL PLANT
EXPANSION EIR

CC-51(f)
CC-53(d)

The matter was introduced by City Manager Peterson and Community Development Director James Schroeder.

Mr. Mike Rushton, Project Manager for Jones and Stokes Associates, Inc. who prepared the subject Environmental Impact Report addressed the City Council giving an overview of the EIR and responded to questions as were posed by the City Council.

There were no persons in the audience wishing to speak on the matter, therefore the public portion of the hearing was closed.

On motion of Council Member Olson, Hinchman second, the City Council certified, as adequate, the Final Environmental Impact Report (EIR) of the White Slough Water Pollution Control Facility Expansion. The motion carried by unanimous vote of the Council Members present.

Following additional discussion, the City Council, on motion of Council Member Olson, Hinchman second, set a Special City Council meeting for 7:00 a.m. on Friday, July 8, 1988 to consider alternative funding plans for the expansion of the White Slough Water Treatment Plant.

PLANNING COMMISSION City Manager Peterson presented the following Planning Commission Report of the Planning Commission Meeting of June 13, 1988:

REPORT

ITEMS OF INTEREST

CC-35

The Planning Commission -

1. Conditionally approved the request of Lorena "Candy" Guthrie for a Use Permit to conduct a licensed child care center for 12 children at 417 North Mills Avenue in an area zoned R-1, Single-Family Residential.
2. Set a Public Hearing for 7:30 p.m. Monday, June 27, 1988 to consider recommending that the City Council adopt ordinances establishing operating conditions for garage sales and street vendors.
3. Approved the request of Baumbach and Piazza, Consulting Engineers on behalf of M.C.P. for a Tentative Parcel Map to create two parcels from 1211 East Vine Street (APN 049-070-61) in an area zoned M-2, Heavy Industrial.
4. Continued consideration of the following items:
 - a. Request of Glen I Baumbach, c/o Baumbach and Piazza Consulting Engineers on behalf of Maurice O. Ray to create two parcels from 1108, 1120 and 1132 West

Continued July 6, 1988

Sylvia Drive and 811 South Fairmont Avenue (APN's 033-080-19, 14, 13 and 16) in an area zoned R-C-P, Residential-Commercial-Professional.

- b. Request of Larry Busch on behalf of Pintail Investment Corporation to amend the approved screening fence for Awani Estates which is located north of existing Awani Drive (APN's 041-250-38 and 041-410-01) in an area zoned R-1, Single-Family Residential.

The City Manager presented the following report of the Planning Commission meeting of June 27, 1988:

The Planning Commission -

PROPOSED ORDINANCE
REGULATING THE NUMBER
AND DURATION OF
GARAGE SALES SET
FOR PUBLIC HEARING

CC-35
CC-53(a)

1. Recommended that the City Council adopt an ordinance regulating the number and duration of garage sales. The proposed ordinance would limit the number of garage sales to two (2) per calendar year, with each sale limited to no more than three (3) consecutive days each for each group or location.

On motion Mayor Pro Tempore Snider, Olson second, the heretofore listed matter was set for public hearing at the Regular Council Meeting of August 3, 1988.

Further, the Planning Commission -

2. Continued until a later meeting any action on a proposed ordinance regulating street vendors. The Planning Commission has requested that the City Attorney review the proposed ordinance to clarify certain provisions.

ITEMS OF INTEREST

1. Conditionally approved the request of Terry Piazza, Baumbach & Piazza, Consulting Engineers on behalf of Larry Anderson for a lot line adjustment at 2475 Maggio Circle and 127 East Harney Lane (APN's 062-410-22 and 21) in an area zoned M-2, Heavy Industrial.
2. Conditionally approved the request of Ron Weldum on behalf of H. D. Arnaiz Corporation for a lot line adjustment between 441 East Turner Road (APN 041-250-41) and 441 Mokelumne River Drive (APN 041-250-43) in an area zoned R-1, Single-Family Residential.
3. Conditionally approved the request of Terry Piazza on behalf of Randall Heinitz to divide 60 North Lower Sacramento Road (APN 029-030-44) into Parcels "A" and "B" in an area zoned R-1, Single-Family Residential.
4. Conditionally approved the request of R.L.C. Associates on behalf of Pintail Investment Corporation to amend the proposed fencing and landscaping plan for Awani Estates (APN's 041-250-38 and 041-410-01) in an area zoned R-1, Single-Family Residential.
5. Continued consideration of the following items:
 - a. The request of Doctors' Hospital of Lodi for extension of a Use Permit for a temporary mobile office located at 800 South Lower Sacramento Road

Continued July 6, 1988

in an area zoned R-C-P, Residential-Commercial Professional. The Planning Commission would like the applicant to return with additional information on when the temporary office will be replaced with a permanent facility.

- b. The request of Joseph Canepa for a Use Permit to operate a billiard and pool lounge at 400 East Kettleman Lane in an area zoned C-2, General Commercial.

ELECTION OF OFFICERS

The following Planning Commission Officers were elected to serve during the 1988-89 term:

Planning Commission Chairman	Craig Rasmussen
Planning Commission Vice Chairman	Larry Mindt

COMMUNICATIONS (CITY CLERK)

CLAIMS

On motion of Council Member Hinchman, Olson second, the City Council denied the following claims and referred them back to the City's Contract Administrator, ADJUSTCO:

CC-4(c)

- a) Starla Hertel, DOL 3/13/88
b) Andrew Enzi, DOL 2/22/88

ACCESS OF NON-POWERED BOATS TO THE MOKELUMNE RIVER

City Clerk Reimche presented the following letter which had been received from Patrick Coulston, 1431 Lake Street, Lodi, regarding access of non-power boats to the Mokelumne River from Lodi Lake:

CC-16
CC-27(c)
CC-40

"To the members of the Lodi City Council:

Recently, a new set of regulations have been adopted by the City relating to boat access to the Mokelumne River from Lodi Lake and Park. These regulations have had the unfortunate, unwarranted, and I hope unintended effect of preventing the legal use of the Mokelumne River as it flows through Lodi for such wholesome and innocuous activities as canoeing, rowing, and flat-water kayaking, except by those few fortunate citizens able to own property adjacent to the river. The primary purpose of this letter is to request that the you include in the agenda of the next City Council meeting (July 7, 1988), time to consider a revision of the implementation of these new regulations. In addition, I would like to use this letter as an opportunity to provide for your consideration, prior to the upcoming City Council meeting, my views on the existing regulatory situation and how it came about.

"You may not launch your canoe into the River from the Park or launch in the Lake and paddle into the river, because if you are run over by a powerboat the city may be held liable". These words (approximately), recently spoken to me by a well meaning and competent member of the City's Parks and Recreation staff, still ring irritatingly in ears. This is apparently the "bottom line" regarding the City's policy of not allowing non-power craft access to

river from Lodi Lake Park, a conclusion I arrived at after several lengthy phone calls to various members of the City's Parks and Recreation staff. What twisting path has led to this ironic policy? Please read on for my interpretation.

Continued July 6, 1988

Sometime last year the city commissioned a study by a park design consultant to provide a plan for the future of Lodi Lake Park. Among his many recommendations were that the City do what it can to prevent the use of power boats on the Mokelumne River adjacent to the Park because: 1) it was causing severe bank erosion, contributing to loss of soils and trees along the banks. 2) high speed power boating (joy riding or water skiing) is fundamentally dangerous because of the narrowness of the river and the presence of snags and shoals, and 3) power boating (at least by large and powerful boats) is inconsistent with the desired future plans for the wilderness area, which is to emphasize its wildlife habitat and nature study potential.

Due to jurisdictional constraints the City is unable to regulate boating on the river, so logically, it did what it could to discourage these inappropriate activities, which was to place booms and fences between the River and Lake and restrict power boating on the Lake to specific times and days. I believe these actions have had much of their desired effect as it is my observation that there is considerably less power boating on the river this year. So, what's the problem?

The problem, to use a tired cliché, is that the baby has been thrown out with the bathwater. The "baby" in this case is the legitimate use of the river by people like myself, some of which you will have the opportunity to console at the next council meeting, who appreciate the values of the Park, actively support its protection, and enjoy very much experiencing its beauty by canoeing or kayaking. Activities, which like hiking do nothing to damage the Park or disturb the use of the Park by other citizens. Through, to my mind, some narrow bureaucratic thinking, the City staff has decided that the only important consideration involved here is the limiting to zero of the City's liability by "protecting" me from the few power boaters left on the river.

Please examine this last conclusion from my perspective. The very few power boats now encountered on the river usually operated (sometimes responsibly and sometimes not) by teenage members of families living along the river are preventing me from engaging in a wholesome family activity consistent with the natural surrounding afforded by the River. In actual fact on any given evening I am in effect not able to use the river because of maybe one teenage kid who wants to kneeboard or jet-ski. I hope you will understand how hard it is to swallow that because I will never be able to afford a \$300,00 house on the river, I will never again be able to take my family canoeing on the river which flows only a few blocks from our home.

Please be clear on this. I am not asking that anyone else be kicked off the river. In fact, given the economic and political clout of those living along the river, I doubt that the county could ever adopt restrictions on power boating. Rather, I ask only that my ability to use the river be restored. If the City would only get beyond this overly paranoid concern about liability we could begin working on the other, relatively minor concerns about where canoes could launch on the river or get past the new gates.

Lest the City think there is no downside risk to continuing its current policy on boating, I think they should seriously consider whose use of the Park they should encourage. It seems to me the City ought to do as little as possible to discourage the use of the Park by the people who care about it most and wish to use it in appropriate

Continued July 6, 1988

ways. The City will have a hard enough time keeping the Park nice as Lodi grows without disenfranchising the people who care about it most.

One last thought in a less hostile tone. I and, I am sure, any of the people who regularly canoe or kayak on the river would welcome the opportunity to take any of you on a wonderful evening of gliding along the river as the beaver become active and the cottonwood trees rustle in the cool breeze to help you understand what has been taken from us if the current policy on boating continues.

Sincerely,

s/Patrick Coulston
1431 Lake Street
Lodi, CA 95242
369-6245"

Mr. Coulston was in the audience and addressed the City Council regarding the matter. A lengthy discussion followed with question being directed to staff and to Mr. Coulston.

Council Member Hinchman moved that this matter be referred to the City Attorney and to the Parks and Recreation Department for review and recommendation, asking that it be brought back to the City Council at its Regular Meeting of August 3, 1988. The motion was seconded by Mayor Pro Tempore Snider; however, failed to pass by the following vote:

Ayes: Council Members - Hinchman
Noes: Council Members - Olson, Snider and
Pinkerton (Mayor)
Absent: Council Members - Reid

Additional discussion followed.

Mayor Pro Tempore Snider then moved that it was never the intent of the City Council not to allow non-powered crafts access to the river. The motion also directed that the Parks and Recreation Department monitor the accessing of non-powered crafts to the river from the Lodi Lake area, for problems. The motion was seconded by Council Member Hinchman and passed by the following vote:

Ayes: Council Members - Olson, Snider, and
Pinkerton (Mayor)
Noes: Council Members - Hinchman
Absent: Council Members - Reid

REGULAR CALENDAR

AGENDA ITEM TO
CONSIDER RESOLUTION
PROHIBITING THROUGH
TRUCK TRAVEL ON
TURNER ROAD CONTINUED
TO REGULAR CITY
COUNCIL MEETING
OF JULY 20, 1988

Continued July 6, 1988

CC-45(a) Mayor Pinkerton asked to abstain from discussion and voting
 CC-48(a) on the following matter, left his seat at the Council table
 and handed the gavel to Mayor Pro Tempore Snider.
 Inasmuch as the residents of Turner Road had not received
 notice that Agenda Item K-1 - "Approve Resolution
 prohibiting through truck travel on Turner Road" was on
 this agenda, the City Council, on motion of Council Member
 Hinchman, Olson second, continued the matter to the Regular
 City Council Meeting of July 20, 1988.

REQUEST FROM LODI
 DOWNTOWN BUSINESS
 ASSOCIATION ASKING
 FOR PARKING RESTRICTION
 EXEMPTIONS JULY 16,
 1988 APPROVED

CC-6
 CC-39
 CC-72

The City Council received the following letter from the
 Lodi Downtown Business Association (LDBA) requesting
 parking restriction exemptions July 16, 1988:

"Mayor James W. Pinkerton:

The Lodi Downtown Business Association is hosting on July
 14, 15 and 16 "Downtown Days". The 14th and 15th are
 primarily sidewalk sale days for the downtown merchants.

The 16th which is Saturday, is a fun filled day for the
 family. Local car dealers will display the new 1988 models
 on blocked off streets. A variety of foods will be offered
 along with ice cream, snow cones and watermelon etc..at
 various locations of the downtown. In addition, the Tokay
 Players will be on hand to entertain the children.
 Balloons will be given away to all children. Face painting
 will be available along with other activities.

The event I trust will create excitement and enthusiasm for
 the heart of Lodi. A musical band will entertain on
 Saturday along with a live remote from a radio station. I
 would anticipate an exciting number of Lodians to visit and
 enjoy the downtown along with various activities we will
 afford them.

I would anticipate the most families would spend more than
 two hours in the downtown on the 16th of July. The
 enjoyment they are experiencing could be dramatically
 effected should they receive a ticket for a parking
 violation of the two hour time zones.

The Lodi Downtown Business Association would appreciate the
 City Council waiving/suspending any violations of the two
 hour parking restrictions for this date only. I feel this
 would enhance the overall promotion of the downtown along
 with not having cars rotating every two hours. Imagine the
 positive reception the citizens of Lodi will have knowing
 the City Council has made such a gesture.

Thank you for your attention in this matter. We look
 forward to seeing all of you on the 16th of July.

Sincerely,

s/Walter Bozich
 President"

Mr. Bozich, President of LDBA, was in the audience and
 addressed the City Council regarding the request.
 Following discussion, with questions being directed to
 Staff and to Mr. Bozich, the City Council, on motion of
 Council Member Olson, Hinchman second, approved the request.

Continued July 6, 1988

Further, Mr. Bozich asked the City Council to consider allowing helicopter rides as part of "Downtown Day's" on July 14, 15, and 16, 1988.

Mayor Pinkerton requested the City Attorney to review the request and directed that this matter be placed on the agenda for the Special City Council Meeting to be held at 7:00 a.m. on Friday, July 8, 1988.

NOISE AND HOUR
COMPLAINTS OF
QUIK STOP MARKET,
1930 HOLLY DRIVE

CC-16
CC-53(a)

Following a report from the City Attorney and the Community Development Director regarding noise and hour complaints of the Quik Stop Market located at 1930 Holly Drive, the City Council on motion of Council Member Hinchman, Olson second, approved the following hours of operation for the subject market:

6:00 a.m. to 11:00 p.m.

Mr. Frank Buckingham, Area Representative, Quik Stop Markets, Inc. 4567 Enterprise Street, Fremont, California was in the audience and addressed the Council regarding the matter. Mr. Buckingham advised that they would comply with the 6:00 a.m. to 11:00 p.m. hour restriction imposed by the City Council.

AGENDA ITEM K-4 -
"APPROVE ACCEPTANCE
OF ONE-FOOT DEDICATION
IN THE 2000 THROUGH
2300 BLOCKS OF WEST
TOKAY STREET (WESTDALE,
TRACT 631)" WAS
CONTINUED TO THE
REGULAR CITY COUNCIL
MEETING OF JULY
20, 1988

CC-27(a)
CC-46

One of the involved property owners requested that this matter be continued as he would not be able to attend this Council meeting because of a death in his family. The City Council on motion of Council Member Hinchman, Olson second, continued Agenda Item K-4 - "Approve acceptance of one-foot dedication in the 2000 through 2300 blocks of West Tokay Street (Westdale, Tract 631)" to the Regular City Council Meeting of July 20, 1988.

SIDEWALK DEFICIENCIES
ON LODI AVENUE
BETWEEN LOWER
SACRAMENTO ROAD
AND CHEROKEE LANE

CC-45(e)

The City Council, at its regular meeting of February 18, 1987, reviewed the following Council communication dated February 18, 1987 and continued the matter until the sidewalks fronting the Parkview Terrace development were installed. Staff advised the City Council that the Parkview Terrace sidewalk is now installed and this matter is being brought back to the City Council as requested. RECOMMENDED ACTION: That the City Council discuss the existing sidewalk deficiencies on Lodi Avenue and then take the appropriate action.

BACKGROUND INFORMATION: At the request of the City Council at its last regular meeting of February 4, 1987, the Public Works Department has prepared exhibits which show 13 parcels on Lodi Avenue between Lower Sacramento Road and Cherokee Lane which presently have no sidewalk. These deficiencies are located in the following three specific areas:

Continued July 6, 1988

1. Parkview Terrace - This frontage will be fully improved, i.e., new curb, gutter and sidewalk, and street widening at the time this parcel is developed.
2. Kristmont area - There are 11 parcels in this area which are deficient in sidewalk and the City has the ultimate street rights-of-way. On the five parcels east of Kristmont, the City could now require sidewalk installation under the provisions of the 1911 Improvement Act. The City cannot require the six parcels west of Kristmont to install their sidewalks until the improvements fronting Parkview Terrace are made.
3. Main Street area - There is a single parcel on the southeast corner of Main Street and Lodi Avenue which is deficient in curb, gutter, and sidewalk. The ultimate right-of-way has been dedicated, therefore, the City could require the installation of these deficient improvements at this time.

If the City Council desires to eliminate the sidewalk deficiencies on Lodi Avenue, it is recommended that we wait until the Parkview Terrace development is completed and that all 12 deficient parcels on the south side of Lodi Avenue be processed at one time.

Following discussion with questions being directed to Staff, the City Council, on motion of Council Member Olson, Hinchman second, directed staff to implement the procedures of the 1911 Improvement Act which notifies the property owners that sidewalk should be installed within 60 days and specifies the time and date of the protest hearing. Further, staff was given the latitude to set the public hearing for either the first or second City Council meeting in September.

CITY COUNCIL
AUTHORIZES APPLYING
FOR GRANT FOR THE
SUPPRESSION OF
DRUG ABUSE IN
SCHOOLS PROGRAM

RES. NO. 88-88

CC-24(b)
CC-43
CC-152
CC-175

City Council was apprised that the Lodi Police Department and the Lodi Unified School District will complete the first year grant period of the Drug Suppression Program on September 30, 1988.

The first year grant was in the amount of \$60,600.00, of which \$34,600.00 was paid by the State of California, and the City of Lodi and the Lodi Unified School District each paying \$13,000.00 as a cash match amount.

This grant furnished one full-time police officer to teach a drug curriculum to eight schools with a total of 8,917 students. It also included funds to provide a curriculum for K-6 grades. Also provided were awareness programs for parents and staff at the middle and high school levels.

The second year grant will expand the program to include all the schools in the Lodi city limits, namely, Garfield, Lawrence, Reese, Vinewood and Washington elementary schools. The program will again include the following components:

1. Establishment of a Suppression of Drug Abuse in Schools local advisory committee (presently active).

Continued July 6, 1988

2. Drug traffic intervention programs (continuing).
3. Classroom programs for the elementary schools.
4. Serve as resource to middle school and high school health classes.
5. Family oriented programs on anti-drug awareness.
6. Use of appropriate written and audiovisual aids for training school and law enforcement staff.
7. Development of a coordinated intervention system that identifies students with high risk or chronic drug abuse problems.

In the second year grant period the cash match amount for the City of Lodi and the Lodi Unified School District will be \$19,023.00 each, with the State of California funding \$28,600.00.

This grant money would again provide for one full-time police officer, plus a civilian working 15 hours per week teaching the curriculum to K-3 grades.

Following discussion with questions being directed to Staff, the City Council, on motion of Council Member Hinchman, Snider second, adopted Resolution No. 88-88 authorizing the City Manager to submit an application to the Office of Criminal Justice Planning for funds for the Suppression of Drug Abuse in Schools program and approved the cash match amount for the City of Lodi in the amount of \$19,023.00.

CLOSED SESSION
CANCELLED

The City Council, on recommendation of staff, determined that it was not necessary to hold a "Closed Session" regarding labor relations as appeared on the agenda.

ORDINANCES

ORDINANCE AMENDING
FLOOD DAMAGE
PREVENTION ORDINANCE

ORDINANCE NO. 1426
ADOPTED

CC-24(b)
CC-53(a)
CC-149

Ordinance No. 1426 - entitled, "Ordinance amending the Flood Damage Prevention Ordinance as approved by the State Department of Water Resources" having been introduced at an adjourned regular meeting of the City Council of the City of Lodi held June 22, 1988, was brought up for passage on motion of Mayor Pro Tempore Snider, Hinchman second.

Continued July 6, 1988

Second reading of the ordinance was omitted after reading by title, and the Ordinance was then adopted and ordered to print by unanimous vote of all Council Members present.

ADJOURNMENT

There being no further business to come before the Council, Mayor Pinkerton adjourned the meeting at approximately 9:15 p.m. to immediately following the special meeting of the City Council to be held at 7:00 a.m., Friday, July 8, 1988.

ATTEST:

Alice M. Reimche
Alice M. Reimche
City Clerk